

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHRISTOPHER WILLIAMS,

Plaintiff,

No. CIV S-04-2515 FCD EFB P

vs.

ANDREASEN, et al.,

Defendants.

ORDER

On August 11, 2006, defendant filed a motion for summary judgment. Although the court granted plaintiff an extension of time within which to do so, plaintiff has not opposed the motion.

A responding party's failure "to file written opposition or to file a statement of no opposition may be deemed a waiver of any opposition to the granting of the motion and may result in the imposition of sanctions." L. R. 78-230(m). Failure to comply with any order or with the Local Rules "may be grounds for imposition of any and all sanctions authorized by statute or Rule or within the inherent power of the Court." L. R. 11-110. The court may recommend this action be dismissed with or without prejudice, as appropriate, if plaintiff disobeys an order or the Local Rules. *See Ferdik v. Bonzelet*, 963 F.2d 1258, 1252 (9th Cir. 1992) (district court did not abuse discretion in dismissing *pro se* plaintiff's complaint for failing

1 to obey an order to re-file an amended complaint to comply with Federal Rules of Civil  
2 Procedure); *Carey v. King*, 856 F.2d 1439, 1440-41 (9th Cir. 1988) (dismissal for *pro se*  
3 plaintiff's failure to comply with local rule regarding notice of change of address affirmed);

4 On July 21, 2005, the court advised plaintiff of the requirements for filing an opposition  
5 to the motion, that failure to oppose such a motion may be deemed a waiver of opposition to the  
6 motion, and that failure to comply with the Local Rules may result in a recommendation of  
7 dismissal.

8 Accordingly, it is hereby ORDERED that, within 30 days of the date of this order,  
9 plaintiff shall file either an opposition to the motion for summary judgment or a statement of  
10 non-opposition. Failure to comply with this order will result in a recommendation that this  
11 action be dismissed without prejudice.

12 DATED: November 8, 2006.

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14 EDMUND F. BRENNAN  
15 UNITED STATES MAGISTRATE JUDGE  
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